

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Chelsea Yogerst (I)	Team: Intake	CCRB Case #: 201407461	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Wednesday, 07/16/2014 10:47 AM	Location of Incident: Saint Johns Place & Rochester Avenue	Precinct: 77	18 Mo. SOL 1/16/2016	EO SOL 1/16/2016	
Date/Time CV Reported Wed, 07/16/2014 11:34 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 07/23/2014 4:43 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Daniel Diaz	28347	940091	077 PCT
2. An officer			

Officer(s)	Allegation	Investigator Recommendation
A. An officer	Discourtesy: An officer spoke rudely to § 87(2)(b)	
B. An officer	Force: An officer used physical force against § 87(2)(b)	
C. POM Daniel Diaz	Force: PO Daniel Diaz struck § 87(2)(b) with an asp.	

Case Summary

On July 16, 2014, § 87(2)(b) filed a complaint with the IAB generating log #14-24474. The complaint was referred to the CCRB and received on July 23, 2014.

On July 24, 2014, and August 6, 2014, § 87(2)(b) was sent two letters, which were not returned by the United States Postal Service. A COLES search, a WHITEPAGES search and a call to the IAB-CCRB liaison provided negative results for contact information for § 87(2)(b). A DMV search for § 87(2)(b) confirmed his previously obtained address. A Lexis-Nexis search also confirmed the previously obtained address but provided an apartment number and a telephone number. Between July 30, 2014, and August 4, 2014, § 87(2)(b) was called three times at each number and left with a voicemail message each time. On August 6, 2014, one of the numbers was called a fourth time and an individual stated that it was the wrong number. On August 6, 2014, § 87(2)(b) called the CCRB, verified his phone number and was scheduled for an appointment on August 14, 2014. However, § 87(2)(b) did not appear for his appointment and did not call ahead to cancel or reschedule. On August 14, 2014, and August 15, 2014, § 87(2)(b) was called and left voicemails. A please call letter was sent to § 87(2)(b) on August 14, 2014, which was not returned by the United States Postal Service. On August 15, 2014, § 87(2)(b) called the CCRB and scheduled for a second appointment for August 21, 2014. However, § 87(2)(b) did not appear for his appointment. He did not call ahead to cancel or reschedule. On August 22, 2014, § 87(2)(b) was sent a missed appointment letter which was not returned by the United States Postal Service. A search of the New York City Department of Correction Inmate Lookup Service indicated that § 87(2)(b) was not incarcerated.

§ 87(2)(g)

Team: _____

Investigator: _____
Signature Print Date

Supervisor: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date